

**IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
CIVIL NO. 1:07CV232
(1:04CR114)**

JAMES HARVEY SMITH,)
)
 Petitioner,)
)
 vs.)
)
 UNITED STATES OF AMERICA,)
)
 Respondent.)
 _____)

ORDER

THIS MATTER is before the Court on the Respondent's motion for an enlargement of time within which to file its responsive pleading to Petitioner's motion under 28 U.S.C. § 2255.

For the reasons stated in the motion and for good cause shown,

IT IS, THEREFORE, ORDERED that the Respondent's motion is **ALLOWED**, and the time for responding to the Petitioner's § 2255 motion herein is extended to and including April 24, 2008.

Signed: March 26, 2008



Lacy H. Thornburg
United States District Judge

